

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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EDO GELBARD, LUKE HANNA, MICHAEL
STERNFELD, and TIM YOUNG,

Plaintiffs,

-against-

CITY OF NEW YORK; Mayor BILL de BLASIO, in his
individual capacity; NYPD Commissioner DERMOT
SHEA, in his individual capacity; NYPD Chief of
Department TERENCE MONAHAN, in his individual
capacity; and NYPD Members of the Service JOHN and
JANE DOES #1-40, in their individual capacities,

Defendants.

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NOTICE OF MOTION

20 CV 3163 (MKB) (RER)

PLEASE TAKE NOTICE that upon the annexed Declaration of John L. Garcia, dated July 9, 2021, and the exhibit annexed thereto, the accompanying Memorandum of Law, dated July 9, 2021, and upon all pleadings and proceedings herein, defendants City of New York, Mayor Bill de Blasio, NYPD Commissioner Dermot Shea, and NYPD Chief of Department Terence Monahan will move this Court, before the Honorable Margo K. Brodie, United States District Judge, at the United States Courthouse for the Eastern District of New York, located at 225 Cadman Plaza East, Brooklyn, New York, at a date and time to be determined by the Court, for an order pursuant Rule 12(c) of the Federal Rules of Civil Procedure, granting Defendants' Partial Motion for Judgment on the Pleadings together with such other and further relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that, pursuant to the Court's Order, dated June 16, 2021, plaintiffs' opposition papers are due on or before August 6, 2021; and,

PLEASE TAKE FURTHER NOTICE that, pursuant to the Court's Order, dated June 16, 2021, defendants' reply papers, if any, are due on or before August 20, 2021, and the fully briefed motion shall be electronically filed at that time.

Dated: New York, New York
July 9, 2021

GEORGIA M. PESTANA
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of the City of New York
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Shea, and Monahan*
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By:



JOHN L. GARCIA
Senior Counsel
Special Federal Litigation Division

To: **By Email**
Doug Lieb, Esq., *Attorney for Plaintiffs*
David Lebowitz, Esq., *Attorney for Plaintiffs*

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GEORGIA M. PESTANA

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Attorney for Defendants

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New York, New York 10007

Of Counsel: John L. Garcia

Tel: (212) 356-5053

Due and timely service is hereby admitted.

New York, New York.

, 2021

Esq.

Attorney for